

Board Members

Gary D. Lovejoy, Ph.D.
Chairman
Fred Wiggins, Ph.D.
Vice-Chairman
Ramona N. Mellott, Ph.D.
Secretary
Melissa Del-Colle
Joseph C. Donaldson
Megan Hunter-Williams
Cheryl L. Karp, Ph.D.
Miki Paul, Ph.D.
Frederick Wechsler, Ph.D. ABPP



State of Arizona Board of Psychologist Examiners

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Staff

Sonja Bolf
Executive Director
Meghan B. Hinckley
Deputy Director
Victoria Kamm, CI
Investigator
Steven Schroder
Administrative
Assistant

REGULAR SESSION MINUTES

Friday, April 4, 2008

1400 West Washington
Basement Conference Room, #B-1
Phoenix, AZ 85007

1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Lovejoy at 8:45 a.m. on Friday, April 4, 2008. Two Executive Sessions were held at 9:03 a.m. and 10:57 a.m.

2. ROLL CALL

Board Members Present

Gary D. Lovejoy, Ph.D. - Chairman
Fred Wiggins, Ph.D. - Vice-Chairman
Ramona N. Mellott, Ph.D. - Secretary
Joseph C. Donaldson
Megan Hunter-Williams
Cheryl Karp, Ph.D.
Miki Paul, Ph.D.
Frederick Wechsler, Psy.D., ABPP

Staff Present

Sonja Bolf, Executive Director
Meghan B. Hinckley, Deputy Director
Victoria Kamm, Investigator
Steven Schroder, Administrative Assistant

Attorney General's Office

Dawn Lee, Assistant Attorney General

Board Members Absent

Melissa Del-Colle

3. REMARKS/ANNOUNCEMENTS

- **Board Member and Staff Appreciation** - Chairman Lovejoy thanked staff for all their dedication and hard work. Chairman Lovejoy also thanked the Board members for all of their hard work on the various committees including the Complaint Screening Committee and the Applications Review Committee.
- **CE Documentation** - Chairman Lovejoy announced that licensees could receive CE credits in Ethics for their attendance at Board meetings. Chairman Lovejoy explained that in order to obtain credit one must register on the CE roster, complete a three page CE record form, have the first page signed and stamped with the validation stamp, keep the first page, and submit the remaining pages to Ms. Kamm or Ms. Hinckley. It was noted that Ms. Kamm and Ms. Hinckley are the only two staff that can stamp the CE validation form. Licensees are eligible to receive two credits for attending the morning session, and four credits for all day attendance.
- **Board Assessment Forms** - Chairman Lovejoy announced to members of the public that the Board appreciates feedback regarding their meetings and that they read every evaluation.

Chairman Lovejoy encouraged members of the audience to complete a Board Meeting Assessment Survey and place them in the box outside the Board room.

4. APPROVAL OF MINUTES

- **Regular Session – February 8, 2008** – Dr. Paul noted there were several inconsistencies in the use of the word “Chairperson” and “Chairman.” Chairman Lovejoy stated that he would like to be referred to as Chairman and asked that the discrepancies in the minutes be corrected. Dr. Paul also noted that on page 7, under “Requesting Licensure Following Post-Doc,” she made the motion, versus Dr. Lovejoy, to approve the candidate for licensure. Dr. Mellott noted that, on page 7, under the “Requesting Licensure following completion of Post-Doc,” her abstention needed to be deleted as she participated in the vote. Chairman Lovejoy asked that, on page 1, under the heading “Introduction of New Board Member,” the word “academia” be changed to “academic.” Dr. Karp made a motion, which was seconded by Dr. Wechsler, and carried (6-0-2) with Dr. Wiggins and Ms. Hunter-Williams abstaining, and Ms. Del-Colle absent, to accept the February 8, 2008 Regular Session minutes as corrected.
- **Executive Session Minutes – February 8, 2008** – Mr. Donaldson made a motion, which was seconded by Dr. Paul, and carried (6-0-2), with Dr. Wiggins and Ms. Hunter-Williams abstaining, and Ms. Del-Colle absent from the vote, to approve the February 8, 2008 Executive Session Call minutes.
- **Regular Session Minutes, Teleconference – March 7, 2008** – Dr. Wechsler noted that on page 1, under the heading “Requesting Examination,” the word “Phy.D.” needed to be changed to “Psy.D.” Dr. Paul made a motion, seconded by Dr. Karp, and carried (7-0-1), with Mr. Donaldson abstaining and Ms. Del-Colle absent from the vote, to accept the March 7, 2008 Regular Session Conference Call minutes as corrected.

5. CALL TO THE PUBLIC

Chairman Lovejoy gave the public the opportunity to address the Board at this time. Dr. Faren Akins, the Arizona Psychological Association’s (AzPA) liaison to the Board, thanked Board Members and members of the Supervision Study Committee for all of their diligent work on the supervision recommendations. Dr. Akins noted AzPA members are in full support of all the recommendations the Committee presented. Dr. Akins noted that AzPA supported the recommendation to keep the total pre-doctoral internship hours at 1500 hours so as not to affect the ability of school psychologists to be licensed.

6. DISCUSSION/REVIEW, AND POSSIBLE ACTION REGARDING PROPOSED CONSENT AGREEMENT/POSSIBLE CASE DISPOSITION OR ALTERNATIVE ACTION

a) 9:00 a.m. John Kent, Ph.D. – No. 06-34

Dr. Kent was present and represented by his attorney, Mr. Kraig Marton.

Chairman Lovejoy summarized the allegations of this case as well as gave a Board report as to its status. At the February 8, 2008 meeting the Board voted to table this matter until such time they received further information regarding creating a Monitored Aftercare Program (MAP) in which Dr. Kent might be able to enter into. The Board staff has begun researching the development of a MAP program and has drafted a policy for the Board to review at today’s meeting. After a brief discussion among the Board members, it was agreed that this program would not be applicable to Dr. Kent’s situation, since the program is set up to be entered into by a professional PRIOR to a disciplinary action being addressed.

Chairman Lovejoy reported that at the February 8, 2008 meeting, Dr. Kent requested that the Board restore his license to active status as he felt he had complied with the Board’s original consent agreement.

After further discussion, Chairman Lovejoy suggested to the Board that an Interim Order ordering an Independent Psychiatric Evaluation by Dr. Mary Desch, an Independent Medical Examiner

(IME) be given to Dr. Kent. After the evaluation is completed, the Board could then make an informed decision to reinstate Dr. Kent's license to "Active Status".

Mr. Marton, Attorney for Dr. Kent spoke, stating that Dr. Kent would be willing to undergo another IME evaluation but not with Dr. Desch as he believes that she had misdiagnosed him in the original evaluation for the initial complaint made to this Board.

Dr. Paul made the motion, seconded by Mr. Donaldson, and carried unanimously (8-0), and carried (8-0) with Ms. Del-Colle absent, to move into Executive Session at 10:57 a.m. The Board returned to Regular Session at 11:35 a.m.

Dr. Paul made the motion, seconded by Dr. Wechsler, to offer Dr. Kent an Interim Order for an Independent Psychiatric Evaluation with Dr. Desch. If she is unavailable, another IME approved by the Board Chairman would be acceptable. The approved IME would be given all relative and pertinent information, including tape recordings of all meetings, notes, minutes, and any and all documentation received throughout the Board's investigative process. The Order would state that the Evaluation be completed within 60 days of the Order and that Dr. Kent inform the Board of the date and time of his appointment. Dr. Kent's license will remain on Medical Inactive status until he completes the terms of the Interim Order.

Chairman Lovejoy asked if there was any further discussion. Mr. Marton, attorney for Dr. Kent, requested that the Board consider NOT issuing an Interim Order, but allow Dr. Kent to obtain the evaluation and submit it to the Board for review when he is ready to reinstate his license to active status. Ms. Lee informed the Board that it was not "necessary" to enforce an Order due to the fact that Dr. Kent's license is currently on Medical Inactive Status, which prohibits him from practicing, thereby ensuring the public's safety.

After further deliberation by the Board, Dr. Paul amended her motion, seconded by Dr. Wechsler, to NOT issue an Interim Order and eliminate the timeframe for completion of the evaluation. In addition, Dr. Kent would be responsible for any and all costs associated with the evaluation. The motion carried (8-0) with Ms. Del-Colle absent.

7. CASE DISCUSSION/DECISION

Larry Grimm, Ed.D. – No. 07-52

Ms. Kamm summarized the allegations of this case. The Board proceeded to discuss the case after which Dr. Wiggins made a motion, seconded by Dr. Paul, and carried unanimously (8-0) with Ms. Del-Colle absent, to invite Dr. Grimm for an informal interview to discuss the quality and content of his patient records, and his failure to provide the Board and its staff with subpoenaed documents. Dr. Grimm will be noticed on possible violations of A.R.S. § 32-2061(h)(cc) and (bb). This case will be tentatively scheduled for Informal Interview at the June 6, 2008 Board meeting.

8. DISCUSSION/DECISION REGARDING POSSIBLE VIOLATION OF BOARD ORDER AND OPENING A BOARD COMPLAINT – Ms. Kamm/Chairman Lovejoy

Katrina Buwalda, Psy.D. - No. APP-04-41

Ms. Kamm presented an overview of the terms of the Consent Agreement which Dr. Buwalda entered into with the Board on October 10, 2007. Ms. Kamm explained that Dr. Buwalda had recently completed two biological fluid tests, both of which were classified as "dilute" results. According to the biological fluid testing criteria, Ms. Kamm reported that a "dilute" urine sample is considered a failed exam. Ms. Kamm spoke with Dr. Buwalda who had been examined by her primary care physician and was referred to a nephrologist for possible kidney dysfunction. Chairman Lovejoy directed Ms. Kamm to contact Dr. Buwalda and have her exam results from the nephrologist forwarded to the Board within sixty days. The Board would consider its options in this case based upon the results received.

9. DISCUSSION DECISION REGARDING FULFILLMENT OF TERMS OF PROBATION

Valerie Hanneman, Ph.D. – No. 06-16

Ms. Kamm presented an overview of the terms of the Consent Agreement which Dr. Hanneman entered into with the Board on February 22, 2007. Ms. Kamm explained that she had been closely

monitoring Dr. Hannemans' compliance with the terms of probation and noted that she had complied with all terms of the Consent Agreement. As Chairperson of the Oversight Committee, Dr. Paul confirmed the Dr. Hanneman was in compliance with her Consent Agreement and made the motion, seconded by Dr. Mellott, with Ms. Del-Colle absent, to release Dr. Hanneman from probation. The motion carried unanimously (8-0).

10. DISCUSSION/DECISION REGARDING CURRENT AND FUTURE PROPOSED STATUTE AND RULE REVISIONS – Chairman Lovejoy and Ms. Bolf

Chairman Lovejoy opened the discussion regarding the proposed changes to statutes from the Legislative Committee Meeting held on March 11, 2008. The Board discussed a few changes and felt it would be necessary to define "supervised professional experience". It was also discussed that the Board would need significantly more time to thoroughly review the changes that need to be addressed. Chairman Lovejoy directed the Board members to submit any changes to the current proposed statutes to the Executive Director for compilation prior to the June 6, 2008 meeting at which time these changes will be discussed.

11. DISCUSSION/DECISION REGARDING DEVELOPMENT OF THE PSYCHOLOGIST BOARD MANAGED AFTERCARE PROGRAM – Ms. Bolf, Ms. Kamm

Ms. Bolf presented a rough draft of the policy to Board members. Staff will work on amending the drafted program to better fit the dynamics of the Psychologist Board, including designating a committee to review cases, changing the program name to reflect our statutes and research further how other Boards have created this program.

12. DISCUSSION/DECISION REGARDING THE DEVELOPMENT OF A POLICY STATEMENT REGARDING COMPLAINTS FILED AGAINST FORENSIC PSYCHOLOGISTS AND THE DEVELOPMENT OF AN INFORMED CONSENT AGREEMENT FOR POSSIBLE REIMBURSEMENT OF ATTORNEY FEES – Chairman Lovejoy

Chairman Lovejoy made a motion to table this issue for a future Board meeting. Chairman Lovejoy appointed Dr. Karp to lead an ad hoc committee to research and report on the matter at the next Board meeting. The Board voted all in favor, and the motion passed unanimously (8-0).

13. PRESENTATION BY AZ CONSORTIUM OF PRE-DOC AND POST-DOC TRAINING PROGRAMS – Dr. Moan and Dr. Brundage

Dr. Brundage presented before the Board regarding the proposed changes to the supervised experience hours required for licensure. She stated that she was opposed to increasing the number of pre-doctoral hours from one thousand five hundred hours to two thousand hours. She felt this would hinder school psychologists wishing to become licensed in Arizona. She was concerned that school psychologists would not be able to complete this requirement within the one school year time frame currently allowed.

Dr. Brundage also noted that the tele-medicine policy expressed in the statute changes would benefit several rural populations in Arizona and provide much needed secondary site supervision.

Dr. Moan expressed his concerns regarding the lack of Internship sites. There are only eight APPIC member approved sites with thirty-two available placements, which are not enough to accommodate all of the graduates in Arizona.

Dr. Moan agreed with the removal of the "substantial financial interest" language from the supervision clause in the current statute. This would allow private practitioners to be able to supervise graduates in an internship setting and be compensated accordingly.

Dr. Moan suggested that the Board adopt the ASPPB's model of three thousand hour supervised experience, of which fifteen hundred hours may be post-doctoral. This would allow Interstate Mobility for all graduates.

Chairman Lovejoy expressed that the Board is in favor of supporting the APA recommendations in making fifteen hundred of the three thousand supervised experience hours flexible (either pre-doctoral or post-doctoral).

14. EXECUTIVE DIRECTOR'S REPORT

- **Financial** – Ms. Bolf reported as of February 2008, eight months into the Fiscal Year 2008, the Board has expended 64% of its appropriation of \$389,800. Ms. Bolf reported that the budget remains sound and stable with no un-foreseen expenditures for the remainder of the Fiscal Year 2008.
- **Legislative Update**– Ms. Bolf reported that on February 20, 2008, she attended a meeting with the House Health Committee regarding **HB 2470** regarding the Behavioral Health Analysts (BHA's). After the meeting, it was decided that the bill needed to be discussed further. During a teleconference meeting in March, Dr. Terri Rodgers (BHA), Dr. Wechsler, Mr. Stuart Goodman, and Ms. Sonja Bolf discussed the issue and determined that it would be better if the BHAs were housed with a state licensing agency that is not related to the profession to avoid any misconception to the public. The meeting was very positive and the BHA's agreed to try and find another host agency. Currently, they are in discussions with the Chiropractic Board. To date, HB 2470 has passed out of the House and will be assigned to the Senate Health Committee where the bill will be amended to reflect the Chiropractic Boards offer to house them.
- Ms. Bolf announced that the Governor signed **HB 2847 "Steven's Law"** which became effective March 21, 2008. The Bill states that coverage shall not be denied for medically necessary behavioral therapy services based upon a diagnosis of Autism Spectrum Disorder (ASD).
- Ms. Bolf stated that **HB 2640** passed out of the House and is awaiting assignment in the Senate. This bill adds appointees of any state Board or Commission to the list of public officers that must file financial disclosure statements.
- **Update of Computers and Database**– Ms. Bolf stated that the Board computer system and database need to be updated. She is having security features added and the database modified for better efficiency. Ms. Bolf has contracted with Mr. David Oake to work on the computer system and eventually update the website.

15. LICENSING REPORT

- **New Licenses Issued** – Ms. Hinckley reported that the Board had licensed the following eleven psychologists since the February 8, 2008 meeting:

3950	Karen Mansfield-Blair, Ph.D.
3951	Ethan Abercrombie, Ph.D.
3952	Mary Palmquist, Ph.D.
3953	Maura Pellowe, Ph.D.
3954	Barbara Birnbaum-Reed, Ed.D.
3955	Harold Hall, Ph.D.
3956	Doreen Granpeesheh, Ph.D.
3957	Lenore Binen, Ph.D.
3958	Elizabeth Capps-Conkle, Psy.D.
3959	Kristi Zemanek, Psy.D.
3960	Shakira Simmons, Psy.D.

Ms. Hinckley reported that the Board had licensed twenty psychologists in all this year, which compared to sixteen licenses issued by this time last year.

- **EPPP Results** – Ms. Hinckley next reported that four applicants had passed the Examination for Professional Practice in Psychology in between February and March 2008, with only one applicant failure.

Pass

Elizabeth Capps-Conkle, Psy.D.

Barbara Birnbaum -Reed, Ed.D.
Maura Pellowe, Ph.D.
Shakira Simmons, Psy.D.

- **New Applications** – Ms. Hinckley reported that the Board had received twelve new applications as compared to eighteen applications received by this time last year.

16. **INVESTIGATIONS REPORT**

- **New Cases Received** – Ms. Kamm reported that since the February 8, 2008 Board meeting, the Board has received thirteen new complaints, which totals thirteen complaints received for the 2008 calendar year.
- **Cases Resolved** – Ms. Kamm reported that, for the calendar year, eight cases have been resolved, one case has been referred to the full board, and one case closed.

17. **COUNSEL REPORT – Dawn Lee, Assistant Attorney General**

Ms. Lee informed the Board that the Attorney General's office is currently in deliberation regarding how to address licensees having to re-submit hard-copy proof of citizenship at each renewal cycle. Ms. Lee noted that she would keep the Board informed if there were any policy changes regarding this matter.

18. **DISCUSSION/DECISION REGARDING APPLICATIONS**

- **REQUESTING APPROVAL TO SIT FOR THE EPPP**
Dr. Paul made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants having obtained a doctoral degree in psychology as required under A.R.S. § 32-2071, be approved to sit for the Examination for Professional Practice in Psychology (EPPP):
 - Delgado-Flint, Melissa, Psy.D.
 - Gulino, Heather Psy.D.
 - Hawkins, Korey, Ph.D.
- **REQUESTING APPROVAL TO SIT FOR THE EPPP & LICENSURE**
Dr. Paul made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, that the following applicants, having met the requirements of A.R.S. § 32-2071 and A.A.C. R4-26-203, be approved to sit for the EPPP and for licensure upon receipt of a passing score of 70% or better, and payment of the pro-rated original license fee:
 - Gonzalez, Ismael, Psy.D.
 - Karlin, Emilie, Ph.D.
 - Love, Christie, Psy.D.
 - McGowan, Michael, Psy.D.
- **REQUESTING LICENSURE FOLLOWING COMPLETION OF POST-DOC**
Dr. Paul made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, that **Jocelyn Lee, Psy.D.**, having met the requirements of A.R.S. § 32-2071.01(A), having completed her post-doctoral hours, be approved for licensure upon payment of the pro-rated original license fee and passing the EPPP with a 70% or better.
- **REQUESTING LICENSURE BY CREDENTIAL**
Dr. Paul made a motion, seconded by Dr. Karp, and unanimously carried (8-0), with Ms. Del-Colle absent, to ratify the issuance of licensure by credential to the following applicants, who had met the requirements of A.R.S. § 32-2071.01(B):
 - Schwartz, Karen, Ph.D.

18. DISCUSSION/DISCUSSION – RATIFICATION OF REACTIVATION OF LICENSES

- **Robert Berry, Ph.D.** – Dr. Berry submitted a request to the Board to reactivate his license. Upon review of the materials documentation submitted, it appears that Dr. Berry had completed all CE required to reactivate his license. Dr. Paul made a motion, seconded by Dr. Karp, to ratify reactivation of Dr. Berry license. The motion carried unanimously (8-0) with Ms. Del-Colle absent.

19. NEW BUSINESS OR FUTURE AGENDA ITEMS

Dr. Lovejoy asked that the issues tabled for discussion at this meeting be placed on the agenda for a future Board meeting, including the discussion of Forensic Psychologists and Statute changes.

20. ADJOURNMENT

There being no further business to come before the Board, a motion was made by Dr. Wechsler, seconded by Dr. Paul, and unanimously carried (8-0), with Ms. Del-Colle absent, to adjourn the meeting at 4:55 p.m.

Prepared by:
Meghan B. Hinckley
Deputy Director

Respectfully submitted,
Ramona Mellott, Ph.D.
Secretary